

JFW

I hereby certify that this correspondence is being deposited with the United States Postal Service, with sufficient postage, as first class mail in an envelope addressed to:
Mail Stop Amendment, Commissioner for Patents
P.O. Box 1450, Alexandria, Virginia 22313-1450
on August 25, 2004

Date of Deposit

Jasper W. Dockrey, Reg. No. 33,868

Name of applicant, assignee or
Registered Representative

Jasper W. Dockrey
Signature

August 25, 2004

Date of Signature

Case No. 1391/1555

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

MAXWELL et al.

Serial No.: 10/606,671

Filing Date: June 25, 2003

For: BREATH FRESHENING AND
ORAL CLEANSING PRODUCT
WITH MAGNOLIA BARK
EXTRACT

Examiner:

Not Yet Assigned

Group Art Unit No.:

1761

**SECOND SUPPLEMENTAL
INFORMATION DISCLOSURE STATEMENT**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Second Supplemental Information Disclosure Statement be entered and the document listed on the attached Form PTO-1449 as C1 be considered by the Examiner and made of record. Copies of cited reference C1 as required by 37 C.F.R. § 1.98(a)(2) is enclosed for the convenience of the Examiner

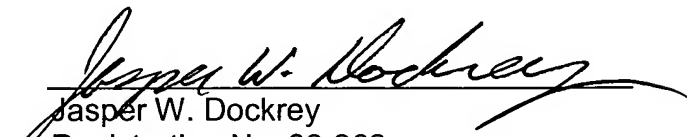
In accordance with 37 C.F.R. § 1.97(g),(h), this Second Supplemental Information Disclosure Statement is not to be construed as a representation that a search has been made and is not to be construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

Also enclosed is a copy of the International Search Report issued on July 28, 2004 for PCT Application No. US03/20061 corresponding to the above-identified application.

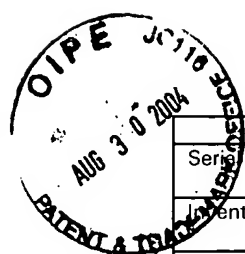
This Second Supplemental Information Disclosure Statement is being filed prior to the receipt of the first Official Action reflecting an examination on the merits and hence is believed to be timely filed in accordance with 37 C.F.R. § 1.97(b). No fees are believed to be due in connection with filing of this Second Supplemental Information Disclosure Statement, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to these material, the Commissioner is hereby authorized to deduct said fees from Brinks Hofer Gilson & Lione Deposit Account No. 23-1925.

Applicants respectfully request that the listed documents be made of record in the present case.

Respectfully submitted,


Jasper W. Dockrey
Registration No. 33,868
Attorney for Applicants

BRINKS HOFER GILSON & LIONE
P.O. Box 10395
Chicago, IL 60610
(312) 321-4200



TRANSMITTAL LETTER			Case No. 1391/1555
Serial No. 10/606,671	Filing Date June 25, 2003	Examiner Not Yet Assigned	Group Art Unit 1761
Inventors JAMES ROY MAXWELL and MICHAEL J. GREENBERG			
Title of Invention BREATH FRESHENING AND ORAL CLEANSING PRODUCT WITH MAGNOLIA BARK EXTRACT			

TO THE COMMISSIONER FOR PATENTS

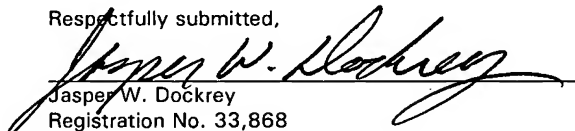
Transmitted herewith is a Second Supplemental Information Disclosure Statement; Second Supplemental PTO 1449; copies of cited reference C1 and the International Search Report issued on July 28, 2004; and

- ☐ Small entity status of this application under 37 CFR § 1.27 has been established by verified statement previously submitted.
- ☐ A verified statement to establish small entity status under 37 CFR §§ 1.9 and 1.27 is enclosed.
- ☐ Petition for a _____ extension of time.
- ☒ No additional fee is required.
- ☐ The fee has been calculated as shown below:

					Small Entity		Other Than Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	Rate	Add'l Fee
Total		Minus			x \$9 =		x \$18 =	
Indep.		Minus			x 43 =		x \$86 =	
First Presentation of Multiple Dep. Claim					+ \$145		+ \$290 =	
					Total add'l fee	\$	Total add'l fee	

- ☐ Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$_____. A duplicate copy of this sheet is enclosed.
- ☐ A check in the amount of \$_____ to cover the filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
- ☒ I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

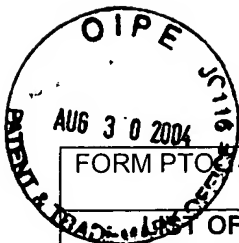

Jasper W. Dockrey
Registration No. 33,868
Attorney for Applicants
Customer No. 00757 - Brinks Hofer Gilson & Lione

BRINKS HOFER GILSON & LIONE
P.O. BOX 10395
CHICAGO, ILLINOIS 60610
(312) 321-4200

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on August 25, 2004.

Date: August 25, 2004

Signature: 



FORM PTO 1449	SERIAL NO. 10/606,671	CASE NO. 1391/1555
OFFICE OF PATENTS AND PUBLICATIONS FOR APPLICANT'S SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT	FILING DATE June 25, 2003	GROUP ART UNIT 1761
APPLICANTS: MAXWELL et al.		

FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	COUNTRY	CLASS/ SUBCLASS	TRANSLATION YES OR NO
	A1	WO 02/43657 A2	06/07/2002	WO		

EXAMINER	DATE CONSIDERED
----------	-----------------

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.